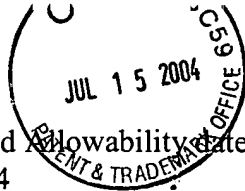


USSN 09/744,852

Notice of Allowance and Allowability dated April 20, 2004

FLH REF: 514413-3864



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Claus Frohberg
U.S. Serial No. : 09/744,852
Filing Date : May 31, 2004
Examiner : Russell Kallis
Group Art Unit : 1638
For : **NUCLEIC ACID MOLECULE CODING FOR BETA-AMYLASE, PLANTS SYNTHESIZING A MODIFIED STARCH, METHOD OF PRODUCTION AND APPLICATIONS**
Confirmation No. : 5091

745 Fifth Avenue
New York, NY 10151

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

William F. Lawrence, Reg. 28, 029

Name of Applicant, Assignee or Registered Representative



Signature

July 13, 2004

Date of Signature

RESPONSE TO NOTICE OF ALLOWANCE

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Allowance and Allowability mailed on April 20, 2004, setting a three-month term for reply. The Notice required submission of a Substitute Declaration correctly identifying the filing date of the instant application, namely to replace "January 30, 2001" with "May 31, 2001".



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Enclosed herewith is a substitute originally executed Declaration for Patent Application and Power of Attorney signed by the inventor. Applicants hereby request that the Commissioner accept the enclosed substitute Declaration in place of the previously filed Declaration.

While it is believed that no fee is due for the instant submission, the Commissioner is hereby authorized to charge any fees, or credit any overpayment in fees to Deposit Account 50-0320. The prompt issuance of a letters patent is earnestly solicited.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

By:

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Registration No. 28,029
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